

EXHIBIT 3

1 UNITED STATES DISTRICT COURT
2 NORTHERN DISTRICT OF OHIO
3 EASTERN DIVISION
4 _____
5)
6 IN RE: NATIONAL PRESCRIPTION) MDL No. 2804
7 OPIATE LITIGATION)
8) Case No. 17-MD-2804
9 THIS DOCUMENT RELATES TO:)
10 ALL CASES) Hon. Dan A. Polster
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15 ** HIGHLY CONFIDENTIAL **
16 ** SUBJECT TO FURTHER CONFIDENTIALITY REVIEW **
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22 VIDEOTAPED 30(b)(6) DEPOSITION OF
23 DORON HERMAN
24 TEL AVIV, ISRAEL
25 THURSDAY, JUNE 20, 2019
9:08 A.M.

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1 Videotaped 30(b)(6) deposition of DORON
2 HERMAN, taken in the above-entitled cause pending
3 in the United States District Court, Northern
4 District of Ohio, Eastern Division, pursuant to
5 notice, before BRENDA MATZOV, CA CSR 9243, at
6 the Carlton Hotel, 10 Eliezer Peri Street, Sepia
7 Hall, 14th Floor, Tel Aviv, Israel, on Thursday,
8 the 20th day of June, 2019, at 9:08 a.m.

9

10

11 APPEARANCES:

12 FOR THE PLAINTIFFS:

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16

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12 ALSO PRESENT:

13 VINCENT ROSICA, Videographer

14 ZACH HONE, Trial Technician

15 KATHLEEN HUDNALL, Wagstaff & Cartmell

16 GAL ORMAN, ADV., Teva Pharmaceutical

Industries, Ltd.

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1 Ltd. myself. So if I ever call it Teva Ltd.,
2 is it okay for you to understand that I'm
3 referring to Teva Pharmaceuticals [sic] Ltd.?

4 A. If I'm unclear, I will try to clarify.

5 Q. Okay. Thank you.

6 Now, you mentioned a few times that
7 you were testifying about a relevant time period.

8 What -- what was it that you determined
9 to be a relevant time period related to your
10 testimony in this case?

11 A. I --

12 MS. HILLYER: Objection to form.

13 THE WITNESS: I was informed that,
14 generally, the time frame is 2000 to the present.

15 Q. BY MR. CARTMELL: Okay. Was it your
16 understanding that the general time frame would
17 be related to when it was that Teva or the Teva
18 entities globally started selling opioids?

19 A. I don't know.

20 Q. Do you understand generally that the
21 allegations in this case have to do with the
22 way that Teva -- I'm speaking in terms of the --
23 the Teva entities -- globally marketed or sold
24 or handled opioids?

25 MS. HILLYER: Objection to form.

1 THE WITNESS: We don't market and sell
2 globally opioids. These are controlled substances.
3 Only local subsidiaries can deal with controlled
4 substances.

5 Q. BY MR. CARTMELL: And I didn't mean to
6 say you were selling it globally.

7 What -- what I meant to say is when
8 Teva -- and I'm -- and I'm saying "Teva" meaning,
9 for instance, the group of Teva subsidiaries and,
10 in this case, Teva USA, started selling opioids.

11 MS. HILLYER: Objection to form.

12 THE WITNESS: I don't know when and
13 any details about Teva USA's selling of opioids.

14 Q. BY MR. CARTMELL: Okay. Well, some
15 of the topics that you have been designated
16 to testify in regard the -- for example, the
17 structure of -- of TPI related to -- or during
18 the time period when they were selling opioids.

19 Do you understand that?

20 A. Yes.

21 Q. So have you determined or tried to
22 determine in any way when it was that Teva
23 USA, for example, started selling opioids?

24 A. No.

25 MS. HILLYER: Objection to form.

1 (Court reporter clarification.)

2 THE WITNESS: No.

3 (Exhibit 41 marked.)

4 Q. BY MR. CARTMELL: I'm going to hand
5 you what's been marked as Exhibit 41.

6 MS. HILLYER: Thanks.

7 Q. BY MR. CARTMELL: Mr. Herman, Exhibit
8 41 is a press release that we found in Teva Ltd. --
9 or excuse me -- in Teva's files and was produced
10 in the course of this litigation. I just have
11 a few quick questions about this. It's titled:

12 "Teva to Sell Oxycodone Through the
13 End of 2007."

14 Do you see that?

15 A. Yes.

16 Q. Are you aware that oxycodone is an
17 opioid?

18 MS. HILLYER: Objection. Beyond the
19 scope.

20 THE WITNESS: From my personal knowledge,
21 yes.

22 Q. BY MR. CARTMELL: Okay. And this is
23 a press release dated March 6, 2007.

24 Do you see that?

25 A. Yes.

CERTIFICATE OF REPORTER

I, BRENDA MATZOV, CA CSR 9243, do hereby
certify:

That, prior to being examined, the witness
named in the foregoing deposition was duly sworn
or affirmed by me to testify the truth, the whole
truth, and nothing but the truth;

That the foregoing deposition was taken
before me at the time and place herein set forth,
at which time the aforesaid proceedings were
stenographically recorded by me and thereafter
transcribed by me;

That the foregoing transcript, as typed,
is a true record of the said proceedings;

And I further certify that I am not
interested in the action.

Dated this 20th day of June, 2019.


BRENDA MATZOV, CA CSR 9243